



**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HUMAN RESOURCE MANAGEMENT**

Group Administrator Memo #19-03

To: TLC Group Benefits Administrators
From: State and Local Health Benefits Programs
Date: September 25, 2019
Re: 2019-20 Annual Creditable Coverage Notice

The Medicare Modernization Act of 2003 requires that all employer health plans offering prescription drug coverage provide Medicare Part D-eligible plan participants an annual Notice of Creditable Coverage that discloses whether employer-provided coverage is creditable, regardless of whether the coverage is primary or secondary to Medicare. **Note that the deadline for distribution is October 15, 2019.**

The attached Notice of Creditable Coverage (“Important Notice from The Local Choice Health Benefits Program About Your Prescription Drug Coverage and Medicare”) is provided to help you fulfill this requirement to notify all Medicare Part D-eligible health plan participants of their rights and responsibilities related to Medicare Part D. Please prepare the attached Model Notice on your letterhead and distribute as you would any Open Enrollment material. **Since you do not have any way to identify all Medicare-Part D-eligible participants, it should be provided to all active employees and to retirees who are not enrolled in a Medicare-primary plan (Advantage 65 or Option I) who are participating in the health plan.** Be sure to note the **red font** information and replace with your information. You should then delete the color font before printing and distributing.

Important: Remember the date you send this information. You will be asked for the date by CMS when you electronically file your Annual Notice of Creditable Coverage with them in 2020.

Should you have questions or concerns, contact either Freddie Oliver at Freddie.Oliver@dhrm.virginia.gov or Ann Wohl at ann.wohl@dhrm.virginia.gov